

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 GRACE THOMPSON,

4 Plaintiff

5 v.

6 UNIVERSITY MEDICAL CENTER, et al.,

7 Defendants

Case No.: 2:18-cv-01803-APG-VCF

Order Remanding Case to State Court

8 At the June 12, 2019 hearing, I dismissed the federal claims in this case, which were the
9 basis for removal from state court. ECF Nos. 1, 24. I granted leave to amend the federal claims
10 but advised the plaintiffs that if they did not file an amended complaint by July 31, 2019, I would
11 decline supplemental jurisdiction over the state law claims and remand this matter to state court.
12 The plaintiffs have not filed an amended complaint.

13 The plaintiffs' remaining claims arise under state law, and those claims are before me
14 under supplemental jurisdiction pursuant to 28 U.S.C. § 1367(a). I may decline to exercise
15 supplemental jurisdiction over a state law claim if "(1) the claim raises a novel or complex issue
16 of State law, (2) the claim substantially predominates over the claim or claims over which the
17 district court has original jurisdiction, (3) the district court has dismissed all claims over which it
18 has original jurisdiction, or (4) in exceptional circumstances, there are other compelling reasons
19 for declining jurisdiction." 28 U.S.C. § 1367(c). Should one of these factors be present, I
20 consider whether continuing to exercise supplemental jurisdiction promotes economy,
21 convenience, fairness, and comity. *Acri v. Varian Assocs., Inc.*, 114 F.3d 999, 1001 (9th Cir.
22 1997). Whether to decline the exercise of supplemental jurisdiction under § 1367(c) lies within
23 my discretion. *Satey v. JPMorgan Chase & Co.*, 521 F.3d 1087, 1090 (9th Cir. 2008).

1 I have dismissed the only claims supporting original jurisdiction in this court. The
2 plaintiffs originally brought suit in state court, and now that the claim supporting removal has
3 been dismissed, remand is appropriate. The case has not progressed so far in federal court that
4 concerns about economy or convenience are implicated. I therefore decline to exercise
5 supplemental jurisdiction over the state law claims, and I remand this case to the state court from
6 which it was removed.

7 IT IS THEREFORE ORDERED that the case is remanded to the state court from which it
8 was removed for all further proceedings. The Clerk of the Court is instructed to close this case.

9 DATED this 6th day of August, 2019.

10
11 

12 ANDREW P. GORDON
13 UNITED STATES DISTRICT JUDGE
14
15
16
17
18
19
20
21
22
23